

TOWNSEND and TOWNSEND and CREW LLP

By: /Cindy M. Keefe/  
Cindy M. Keefe

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Keith G. Lurie et al.

Application No.: 10/796,875

Filed: March 8, 2004

For: VENTILATOR AND METHODS  
FOR TREATING HEAD TRAUMA  
AND LOW BLOOD CIRCULATION

Customer No.: 20350

Confirmation No.: 2670

Examiner: Nihir B. Patel

Art Unit: 3772

THIRD SUPPLEMENTAL  
INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

The reference cited on attached form PTO/SB/08A&B is being called to the  
attention of the Examiner. A copy of the reference [in compliance with the requirements of 37  
CFR §1.98(a)(2)] is enclosed.

Also enclosed is a copy of the Office Action corresponding to Chinese application  
No. 200480017342.9.

It is respectfully requested that the cited reference be expressly considered during the prosecution of this application, and the reference be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and reference cited is prior art merely because it is in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

CERTIFICATION

I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

/Darin J. Gibby/

Darin J. Gibby  
Reg. No. 38,464

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: 303-571-4000  
Fax: 303-571-4321  
DJG:c2k